

JOURNAL OF THE HOUSE.

Monday, August 8, 2005.

Met according to adjournment, at eleven o'clock A.M., in an Informal Session, with Mr. Donato of Medford in the Chair (having been appointed by the Speaker, under authority conferred by Rule 5, to perform the duties of the Chair).

Prayer was offered by the Reverend Robert F. Quinn, C.S.P., Chaplain of the House, as follows:

Prayer.

Eternal God, Our Creator, we turn our thoughts and attention to You at the beginning of this new week of summer. We pray for Your always-available help which enables us to think through and cope with the many complex and sensitive issues which we, as legislators, face and must address in this rapidly, even dangerous, changing world. In our great American tradition, teach us to listen to and be open to the insights and experiences of others in our search for fairness and truth. Inspire us to remain faithful to our basic philosophical principles and our values, both human and spiritual. Let our political differences, if and when they occur, be civil, respectful, objective and intellectually honest.

Grant Your blessings to the Speaker, the members and employees of this House and their families. Amen.

Pledge of allegiance.

At the request of the Chair (Mr. Donato), the members, guests and employees joined with him in reciting the pledge of allegiance to the flag.

Silent Prayer.

Silent Prayer.

At the request of Representative Donelan of Orange, the members, guests and employees stood in a moment of silent prayer in memory of Alan Rich, a member of the Athol Board of Selectmen for fourteen years, having served as chairman for seven years. Mr. Rich was also a veteran of thirty years of the Athol public schools, working as a tireless advocate for children with special needs. Mr. Rich died last week at the age of fifty-seven after a three-year battle with cancer.

Messages from the Acting Governor — Bills Returned with Recommendation of Amendment.

Peabody, voting precinct.

A message from Her Honor the Lieutenant-Governor, Acting Governor, returning with recommendation of amendment the engrossed Bill establishing a voting precinct in the city of Peabody [see House, No. 3415] (for message, see House, No. 4329) was filed in the office of the Clerk on Thursday, August 4.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendment recommended by Her Honor, the bill was referred, on motion of Ms. Spiliotis of Peabody, to the committee on Bills in the Third Reading.

A message from Her Honor the Lieutenant-Governor, Acting Governor, returning with recommendation of amendment the engrossed Bill relative to federal reimbursement services for children with Autism [see House, No. 4177] (for message, see House, No. 4330) was filed in the office of the Clerk on Thursday, August 4.

Special education services.

The message was read; and, under the provisions of Article LVI of the Amendments to the Constitution, the bill was thereupon "before the General Court and subject to amendment and re-enactment".

Pending the question on adoption of the amendment recommended by Her Honor, the bill was referred, on motion of Ms. L'Italien of Andover, to the committee on Bills in the Third Reading.

Message from the Acting Governor.

A message from Her Honor the Lieutenant-Governor, Acting Governor, submitting requests for making appropriations for the fiscal year 2005 to provide for supplementing certain existing appropriations and for certain other activities and projects (House, No. 4331) was filed in the office of the Clerk on Friday, August 5.

Supplemental appropriations, state police.

The message was read; and it was referred, under Rule 30, with the accompanying draft of a bill, to the committee on Ways and Means.

Papers from the Senate.

A Bill relative to disability retirement benefits for veterans (Senate, No. 2035, amended in section 1 by adding at the end thereof the following two sentences: "This paragraph shall only take effect upon its acceptance by the majority vote of the board of a system, subject to the approval of the legislative body. For purposes of this paragraph, legislative body shall mean in the case of a city the city council in accordance with its charter, in the case of a town the town meeting, in the case of a county the county retirement board advisory council, in the case of a district the district members, in the case of an authority the governing body and in the case of a regional retirement system, the regional retirement board advisory council."; and in section 3 by adding at the end thereof the following two sentences: "This section shall only take effect upon its acceptance by the majority vote of the board of a system, subject to the approval of the legislative body. For purposes of this paragraph, the legislative body shall mean in the case of a city the city council in accordance with its charter, in the case of a town the town meeting, in the case of a county the county retirement board advisory council, in the case of a district the district members, in the case of an authority the governing body and in the case of a regional retirement system, the regional retirement board advisory council.") (on Senate, No. 1584), passed to be engrossed by the Senate, was read; and it was referred, under Rule 33, to the committee on Ways and Means.

Veterans, retirement.

Bills

Relative to the redetermination of municipal sewer assessments (Senate, No. 1203) (on a petition);

Sewer assessments.

Granting certain retirement and health insurance benefits to Dale S. Prentiss (Senate, No. 2175) (on Senate, Nos. 1586 and 1587);

Dale S. Prentiss.

Severally passed to be engrossed by the Senate, were read; and they were referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Melrose
charter.

A petition (accompanied by bill, Senate, No. 2174) of Richard R. Tisei and Michael E. Festa (with the approval of the mayor and board of alderman) for legislation to provide a charter for the city of Melrose, was referred, in concurrence, to the committee on Municipalities and Regional Government.

Reports of Committees.

Dennis,
beach
fund.

By Mr. Donato of Medford, for the committee on Steering, Policy and Scheduling, that the House Bill authorizing the town of Dennis to establish a beach capital improvement fund (House, No. 4154) be scheduled for consideration by the House.

Under suspension of Rule 7A, on motion of Ms. Rogeness of Longmeadow, the bill was read a second time forthwith; and it was ordered to a third reading.

Sexual
assault
nurse
examiners.

By Mr. Koutoujian of Waltham, for the committee on Public Health, on Senate, No. 1322 and House, No. 878, a Bill regarding sexual assault nurse examiners and forensic evidence in cases of sexual assault and rape (House, No. 878).

Health care
and social
services.

By the same member, for the same committee, on a petition, a Bill establishing a pilot program to provide community access to health care and social services (House, No. 2615).

Lupus
registry.

By the same member, for the same committee, on a petition, a Bill to establish a lupus erythematosus registry (House, No. 2650).

Volunteer
dentistry.

By the same member, for the same committee, on a petition, a Bill relative to volunteer dentistry (House, No. 2676).

Community
health
centers.

By the same member, for the same committee, on Senate, No. 1235 and House, No. 2692, a Bill increasing access to community health centers (House, No. 2692).

Suicide,
study.

By the same member, for the same committee, on a petition, a Resolve relative to the study on methods to reduce incidents of suicide (House, No. 2697).

Community
health care
workers.

By the same member, for the same committee, on a petition, a Resolve providing for an investigation and study by the Department of Public Health relative to community health workers (House, No. 2751).

Manufacturers
coupons.

By the same member, for the same committee, on a petition, a Bill relative to manufacturers coupons (House, No. 3743).

Genetic
testing
results.

By the same member, for the same committee, on House, Nos. 3899 and 3949, a Bill relative to genetic testing results (House, No. 3899).

Genetic
counselors.

By the same member, for the same committee, on House, No. 3652, a Bill to provide licensing for genetic counselors (House, No. 4326).

Severally read; and referred under Joint Rule 1E, to the committee on Health Care Financing.

Revere,
land
conveyance.

By Mr. Flynn of Bridgewater, for the committee on Bonding, Capital Expenditures and State Assets, on a petition, a Bill authorizing the conveyance of a certain parcel of Commonwealth land to the city of Revere for public purposes (House, No. 4308).

Death

By Mr. Kaufman of Lexington, for the committee on Public Service, on Senate, No. 1462 and House, Nos. 154, 194, 267, 414, 543 and 553, a Bill relative to providing certain public employees with line-of-duty death benefits (House, No. 4327).

benefits.

By the same member, for the same committee, on House, No. 328, a Bill relative to infectious diseases (House, No. 4328).

Infectious
diseases.

Severally read; and referred, under Rule 33, to the committee on Ways and Means.

By Mr. Flynn of Bridgewater, for the committee on Bonding, Capital Expenditures and State Assets, on House, No. 3947, a Bill relative to property in the town of Foxborough (House, No. 4332).

Foxborough,
land lease.

By Mr. O'Flaherty of Chelsea, for the committee on the Judiciary, on a petition, a Bill establishing a sick leave bank for Kathleen A. Sammataro, an employee of the Trial Court of the Commonwealth (House, No. 4310).

Kathleen A.
Sammataro,
sick leave
bank.

By Mr. Kaufman of Lexington, for the committee on Public Service, on House, Nos. 178 and 364, a Bill relative to labor relations (House, No. 178).

Labor
relations.

Severally read; and referred, under Rule 7A, to the committee on Steering, Policy and Scheduling.

Emergency Measure.

The engrossed Bill authorizing the conveyance of certain land in the town of Tewksbury to Robert W. Lafreniere (see House, No. 1421), having been certified by the Clerk to be rightly and truly prepared for final passage, was considered, the question being on adopting the emergency preamble.

Tewksbury,
land
transfer.

A separate vote was taken, as required by the provisions of Article XLVIII (as amended by Article LXVII) of the Amendments to the Constitution; and the preamble was adopted, by a vote of 2 to 0. Sent to the Senate for concurrence.

Engrossed Bills.

Engrossed bills

Exempting certain positions in the police department in the city of Northampton from the civil service law (see Senate, No. 2074, amended); and

Bills
enacted.

Exempting the position of police chief in the town of Winchendon from the civil service law (see Senate, No. 2083);

(Which severally originated in the Senate);

Severally having been certified by the Clerk to be rightly and truly prepared for final passage, were passed to be enacted; and they were signed by the acting Speaker and sent to the Senate.

Order.

On motion of Mr. DiMasi of Boston,—
Ordered, That when the House adjourns today, it adjourn to meet on Thursday next at eleven o'clock A.M.

Next
sitting.

At twenty minutes after eleven o'clock A.M., on motion of Ms. Rogeness of Longmeadow (Mr. Donato of Medford being in the Chair) the House adjourned, to meet on Thursday next at eleven o'clock A.M., in an Informal Session.